

**A RESOLUTION
BY TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SPACE PERMIT WITH AIRTRAN AIRWAYS, INCORPORATED COVERING 18,939.86 SQUARE FEET OF SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, PROVIDED THAT ANY EXPANSION OF THE LEASED PREMISES DOES NOT EXCEED 2,000 ADDITIONAL SQUARE FEET, ON BEHALF OF THE DEPARTMENT OF AVIATION; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") owns and operates the Hartsfield-Jackson Atlanta International Airport ("Airport"); and

WHEREAS, AirTran Airways, Inc. ("AirTran") desires to lease 18,939.86 square feet of space at the Airport ("Premises"); and

WHEREAS, the City and AirTran desire to execute a Hartsfield-Jackson Atlanta International Airport Space Permit ("HJAIA Agreement") covering the Premises; and

WHEREAS, the Aviation General Manager recommends that the City enter into a HJAIA Agreement with AirTran.

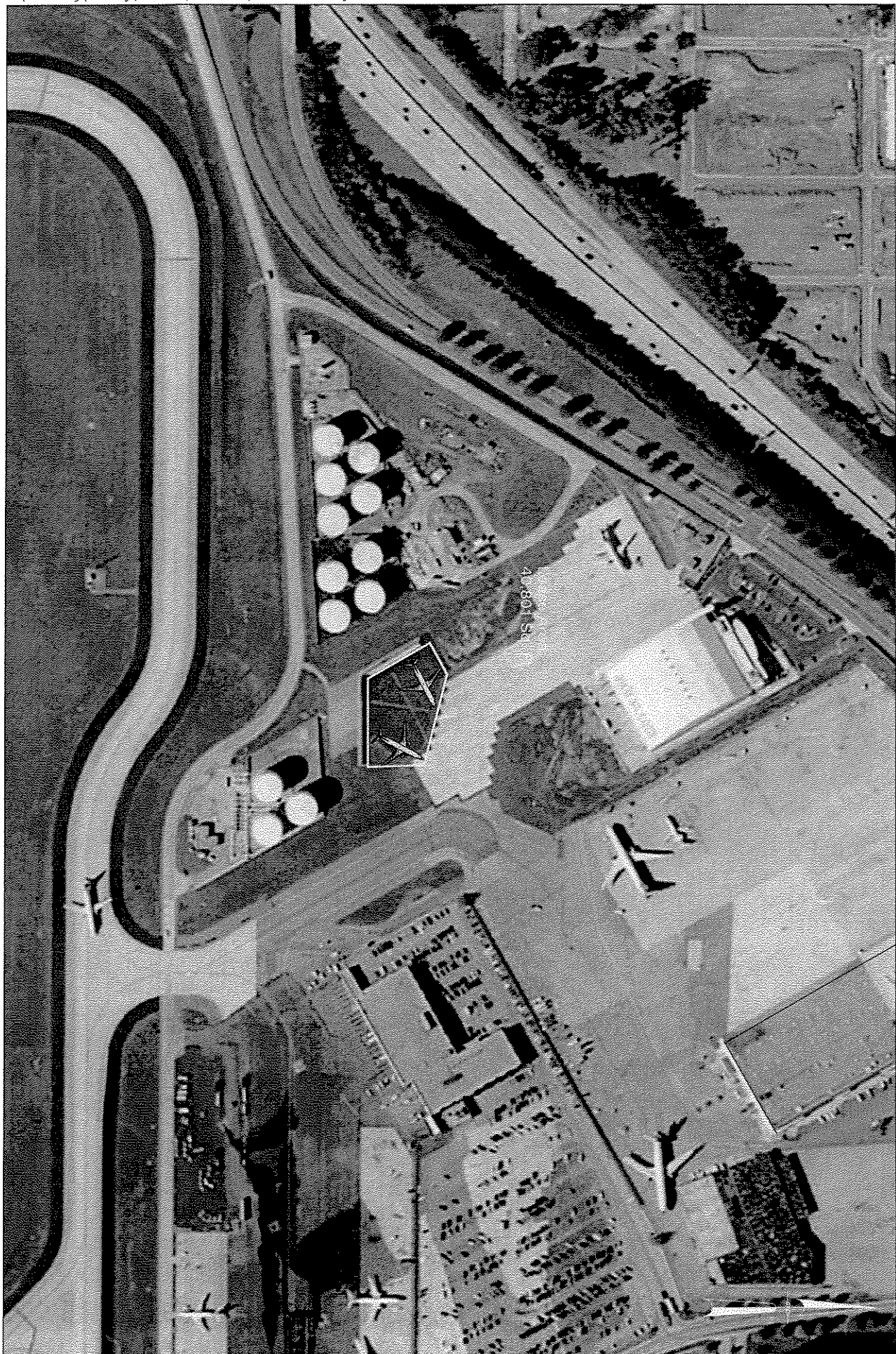
THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute a Hartsfield Jackson Atlanta International Airport Space Permit ("Agreement") with AirTran Airways, Inc. ("AirTran"), covering approximately 18,939.86 square feet, which will contain the following terms, conditions, and provisions:

- 1) a term commencing on the date of execution of the Agreement and ending on September 20, 2010, which is the date that the various existing Central Passenger Terminal Agreements and Leases are set to expire; and
- 2) rental rates in accordance with the appropriate schedule of rates and charges as published from time to time by Department of Aviation's Finance Department; and
- 3) a provision allowing for the termination of the Agreement at the convenience of either party upon thirty (30) days prior written notice to the other; and
- 4) a provision authorizing the Aviation General Manger to effect the expansion, contraction or relocation of the leased premises, without further act of Council, provided that any expansion, contraction or relocation be limited to not more than 2,000 additional square feet; and

- 5) such other terms and conditions as may be required by City ordinances or state or federal law or which are otherwise deemed appropriate by the Aviation General Manager; and

BE IT FURTHER RESOLVED that the City Attorney is directed to prepare an appropriate Agreement for execution by the Mayor.

BE IT FINALLY RESOLVED that the Agreement will not become binding upon the City, and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved by the City Attorney as to form, and delivered to AirTran.



TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Legislative Counsel (Signature): Megan S. Middleton *Megan S. Middleton*

Contact Number: 6207

Originating Department: Aviation

Committee(s) of Purview: Transportation

Council Deadline: September 11, 2006

Committee Meeting Date(s): Sept. 27, 2006 Full Council Date: Oct. 02, 2006

Commissioner Signature *Maudie*

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SPACE PERMIT WITH AIRTRAN AIRWAYS, INCORPORATED COVERING 18,939.86 SQUARE FEET OF SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT, ON BEHALF OF THE DEPARTMENT OF AVIATION; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any) \$

Mayor's Staff Only

Received by Mayor's Office: 9.12.06 *JP* Reviewed by: *JP*
(date)

Submitted to Council: 9/14/06
(date)